

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Raymond E. Suorsa et al.

TITLE: Automated Provisioning of Computing Networks Using a  
Network Database Model

SERIAL NO.: 09/843,757

FILING DATE: April 30, 2001

EXAMINER: Eric B. Kiss

ART UNIT: 2192

ATTY.DKT.NO.: PA3936US (new)

RECEIVED  
CENTRAL FAX CENTER  
SEP 06 2006

---

COMMISSIONER FOR PATENTS  
PO BOX 1450  
ALEXANDRIA, VA 22313-1450

## REVOCATION AND POWER OF ATTORNEY

I, the undersigned, **Jordan Breslow, General Counsel of Opsware Inc.**, the assignee of the entire right, title and interest in the above-referenced United States patent application, am authorized to act and sign on behalf of the assignee and hereby revoke all prior powers of attorney previously submitted in the above-referenced U.S. patent application and hereby appoint the agents and attorneys associated with **Customer Number 22830** to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected therewith.

Please direct all communication relative to this patent application to the following correspondence address:

**Customer Number 22830**  
**CARR & FERRELL LLP**  
2200 Geng Road  
Palo Alto, CA 94303  
TEL: 650.812.3400  
FAX: 650.812.3444

Respectfully submitted,

Date: 9/5/2006

  
\_\_\_\_\_  
Jordan Breslow, General Counsel  
Opsware Inc.

PTO/SB/96 (12-05)

Approved for use through 07/31/2008. OMB 0551-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: Raymond E. Suorsa et al.Application No./Patent No./Control No.: 09/843,757 Filed/Issue Date: April 30, 2001Entitled: Automated Provisioning of Computing Networks Using a Network Database ModelOpware Inc., a corporation

(Name of Assignee)

(Type of Assignee: corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest  
(The extent (by percentage) of its ownership interest is \_\_\_\_\_ %)

in the patent application/patent identified above by virtue of either:

A. ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or a true copy of the original assignment is attached.

OR

B. ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: Raymond E. Suorsa et al. To: LoudCloud, Inc.

The document was recorded in the United States Patent and Trademark Office at  
Reel 012432, Frame 0855, or for which a copy thereof is attached.

2. From: LoudCloud, Inc. To: Opware Inc.

The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

3. From: \_\_\_\_\_ To: \_\_\_\_\_

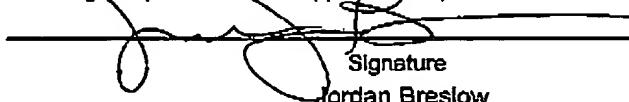
The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

  
Signature  
Jordan Breslow

9/5/2006  
Date

Printed or Typed Name

Telephone Number

General Counsel

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9189 and select option 2.

# Delaware

PAGE 1

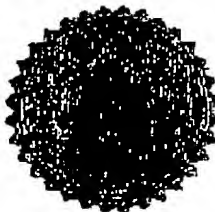
*The First State***BEST AVAILABLE COPY**

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF AMENDMENT OF "LOUDCLOUD, INC.", CHANGING ITS NAME FROM "LOUDCLOUD, INC." TO "OPSWARE INC.", FILED IN THIS OFFICE ON THE FOURTEENTH DAY OF AUGUST, A.D. 2002, AT 5 O'CLOCK P.M.

AND I DO HEREBY FURTHER CERTIFY THAT THE EFFECTIVE DATE OF THE AFORESAID CERTIFICATE OF AMENDMENT IS THE SIXTEENTH DAY OF AUGUST, A.D. 2002.

3094394 8100

060301713



*Harriet Smith Windsor*  
Harriet Smith Windsor, Secretary of State  
AUTHENTICATION: 4632535

DATE: 03-30-06

# BEST AVAILABLE COPY

STATE OF DELAWARE  
SECRETARY OF STATE  
DIVISION OF CORPORATIONS  
FILED 05:00 PM 08/14/2002  
020516079 - 3094394

## CERTIFICATE OF AMENDMENT

OF

THE AMENDED AND RESTATED CERTIFICATE OF  
INCORPORATION

OF

LOUDCLOUD, INC.

Pursuant to Section 242 of the General  
Corporation Law of the State of Delaware

\*\*\*\*\*

LOUDCLOUD, INC., a Delaware corporation (hereinafter called the "Corporation"), does hereby certify as follows:

**FIRST:** Article I of the Corporation's Amended and Restated Certificate of Incorporation is hereby amended in and to its entirety as set forth below:

The name of the Corporation is Opsware Inc.

**SECOND:** The foregoing amendment was duly adopted in accordance with Section 242 of the General Corporation Law of the State of Delaware.

**THIRD:** This Certificate of Amendment of the Amended and Restated Certificate of Incorporation of Loudcloud, Inc. shall be effective on August 16, 2002.

IN WITNESS WHEREOF, the Corporation has caused this Certificate to be signed by the President and Chief Executive Officer of the Corporation on this 14<sup>th</sup> day of August, 2002.

Loudcloud, Inc.

By: 

Name: Benjamin A. Horowitz  
Title: President and Chief  
Executive Officer

Only 1234567890 Certificate of Incorporation